

ASSEMBLY BILL

No. 564

Introduced by Assembly Member Eggman

February 24, 2015

An act to amend Section 4784 of the Welfare and Institutions Code, relating to developmental services.

LEGISLATIVE COUNSEL'S DIGEST

AB 564, as introduced, Eggman. Regional centers: parental fees.

Under existing law, the Lanterman Developmental Disabilities Services Act, the State Department of Developmental Services is required to contract with regional centers to provide services and supports to individuals with developmental disabilities and their families. Existing law requires the Director of Developmental Services to establish, annually review, and adjust as needed, a schedule of parental fees for services received through the regional centers.

This bill would make technical, nonsubstantive changes to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 4784 of the Welfare and Institutions Code
- 2 is amended to read:
- 3 4784. (a) The Director of Developmental Services shall
- 4 establish, annually review, and adjust as needed, a schedule of
- 5 parental fees for services received through the regional centers.
- 6 Effective July 1, 2009, this schedule shall be revised to reflect

1 changes in economic conditions that affect parents' ability to pay
2 the fee, but not to exceed an inflationary factor as determined by
3 the department.

4 (b) The parental fee schedule established pursuant to this section
5 shall be exempt from Chapter 3.5 (commencing with Section
6 11340) of Part 1 of Division 3 of Title 2 of the Government Code.

7 (c) In establishing the amount parents shall pay, the director
8 shall take into account all of the following factors:

9 (1) The current cost of caring for a child at home, as determined
10 by the most recent data available from the United States
11 Department of Agriculture's survey on the cost of raising a child
12 in California, adjusted for the Consumer Price Index (CPI) from
13 the survey date to the date of payment adjustment.

14 (2) Medical expenses incurred prior to regional center care.

15 (3) Whether the child is living at home.

16 (4) Parental payments for medical expenses, clothing,
17 incidentals, and other items considered necessary for the normal
18 rearing of a child.

19 (5) Transportation expenses incurred in visiting a child.

20 (d) The parental fee schedule shall exempt families with an
21 income below the federal poverty level from assessment and
22 payment of the parental fee.

23 (e) (1) The adjusted fee shall be assessed in full for ~~children~~,
24 *children* when the out-of-home placement commences on or after
25 July 1, 2009.

26 (2) For children placed out-of-home prior to July 1, 2009, the
27 department shall determine the increase in the parental fee above
28 the amount assessed using the fee schedule in effect on June 30,
29 2009. This fee increase shall be implemented over three years,
30 with one-third of the increase added to the fee on July 1, 2009,
31 one-third of the increase added to the fee on July 1, 2010, and the
32 final third added to the fee on July 1, 2011.

33 (f) Notwithstanding any other ~~provision of law or regulation to~~
34 ~~the contrary~~, commencing July 1, 2009, all fees collected shall be
35 remitted to the State Treasury to be deposited as follows:

36 (1) Fees collected up to the amount that would be assessed using
37 the fee schedule in effect on June 30, 2009, shall be deposited into
38 the *Developmental Disabilities* Program Development Fund
39 established in Chapter 6 (commencing with Section 4670) to

1 provide resources needed to initiate new programs, consistent with
2 approved priorities for program development in the state plan.
3 (2) Fees collected using the July 1, 2009, schedule that are
4 greater than the amount that would have been assessed using the
5 fee schedule in effect on June 30, 2009, shall be deposited into the
6 *Developmental Disabilities* Program Development Fund and shall
7 be available for expenditure by the department to offset General
8 Fund costs.

O